

In the Court of Appeals of the State of Alaska

Jimmy Aaron Lampley,
Appellant,

v.

State of Alaska,
Appellee.

Court of Appeals No. **A-13355**

Order

Stay Appellate Proceedings

Date of Order: **9/25/2020**

Trial Court Case No. **3PA-12-01094CI**

Before: Allard, Chief Judge, and Harbison, Judge

Jimmy Aaron Lampley appeals the dismissal of his second application for post-conviction relief. In his second application, he challenged the competency of the attorney who represented him in his first application for post-conviction relief. We recently remanded that application for further proceedings, and it therefore has yet to be resolved. Because Mr. Lampley may prevail in his first application, rendering this appeal moot, his appeal in this case is premature.

It is therefore ordered, *sua sponte*: Because this appeal is premature, it is **STAYED**, pending the final judgment in Mr. Lampley's first application for post-conviction relief. If Mr. Lampley prevails in his first application, this case will be closed. If Mr. Lampley does not prevail in his first application, the Court will resume consideration of this case. The briefs in this case will be lodged until the stay is removed.

Entered at the direction of the Court.

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September 25, 2020

Clerk of the Appellate Courts

A handwritten signature in black ink, appearing to read "Carly Williams", written over a horizontal line.

Carly Williams, Deputy Clerk

cc: Court of Appeals Judges
Distribution:

Email:
Whipple, Benjamin I., Court under Rule 12
Terrell, Timothy W.